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March 7, 1985

Ms. Margaret Thompson U.S. Environmental Protection Agency 26 Federal Plaza New York, New York 10278

Re: <u>Duane Marine Salvage Company</u>

Dear Ms. Thompson:

This is to confirm the following modification to the Amendments to the Duane Marine Work Plan issued by your office on March 4, 1985. The amendment to section 1.4 of the work plan will now read:

"The designated generator of the waste removed from the site will be either the phase II contractor, or other appropriate entity or entities, but in no event will it be the United States Environmental Protection Agency or the New Jersey Department of Environmental Protection."

I also understand that the rationale behind the amendment to section 3.2.1, to the effect that all empty drums will be considered hazardous and will be disposed of accordingly, is that it is less costly to dispose of empty drums as hazardous then it is to test them or to triple-rinse them to make them nonhazardous.

As you discussed with my associate, Scott Sheldon, we will be unable to meet with you on March 8, 1985, as planned. However, I understand that you will be available on Monday and Tuesday, March 11 and 12, for a meeting if we desire.

## **CARPENTER, BENNETT & MORRISSEY**

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Thank you very much for your assistance in this matter.

Very truly yours,

CARRENTER, BENNETT & MORRISSEY

John F. Lynch,

JFL:224:dc

cc: Steering Committee